

**IN UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

AIA ENGINEERING LIMITED )  
)  
Plaintiff/Counterclaim Defendant, )  
)  
v. )  
)  
MAGOTTEAUX INTERNATIONAL S/A )  
and MAGOTTEAUX, INC. )  
)  
Defendant/Counterclaim )  
Plaintiffs )  
\_\_\_\_\_)  
)  
)  
MAGOTTEAUX INTERNATIONAL S/A )  
And MAGOTTEAUX, INC. )  
)  
Third Party Plaintiffs, )  
)  
v. )  
)  
VEGA INDUSTRIES, LTD., INC. )  
)  
Third Party Defendant. )

NO. 3:09-00255  
JUDGE HAYNES

**ORDER**


In accordance with the Memorandum filed herewith, Plaintiff AIA Engineering Limited's motions for summary judgment (Docket Entry Nos. 88 and 97) are **GRANTED**. Accordingly, the Court **AWARDS** Plaintiff AIA Engineering Limited a declaratory judgment that the Defendant Magotteaux International S/A's Reissue Patent No. RE 39,998 is **DECLARED** invalid under 35 U.S.C. § 251 and precedents thereunder. The Complaint/Counterclaims of the Defendants / Third Party Plaintiffs are **DISMISSED with prejudice**.

Plaintiff's other motions for summary judgment (Docket Entry Nos. 100, 116, 118, 120) are **DENIED without prejudice as moot**.

This is the Final Order in this action.

It is so **ORDERED**.

**ENTERED** this the 3<sup>rd</sup> day of September, 2010.

  
WILLIAM J. HAYNES, JR.  
United States District Judge